

GOVERNMENT OF THE DISTRICT OF COLUMBIA
COMMISSION ON THE ARTS AND HUMANITIES

**GRANTEE’S WARRANTY REGARDING
RELATIONSHIP TO GRANT-RELATED COPYRIGHTS**

This document regards the copyrights that are connected to the pieces of art that, collectively, comprise the Exhibition that is the subject of your application to the Commission on the Arts and Humanities’ (“CAH”). As an applicant to a CAH Grant Award, you are required to explain to CAH the nature of your relationship to the Artwork and to the copyrights that are connected to the Artwork.

A “copyright” is a property right in an original work of authorship (“Work”) that is fixed in tangible form (that is, in a form that is perceptible to touch, such as a painting) or in a tangible medium of expression (such as a motion picture or sound recording). The owners of copyrights in a Work are provided with several categories of Work-related legal protection, including (but not limited to) the exclusive right to reproduce the Work and the exclusive right to publicly display or perform the copyright-protected Work. As a general rule, ownership of copyrights in a Work vests initially in the author or authors of the Work. However, the ownership of copyrights in a Work may be transferred by one owner to a new owner, as long as that transfer of ownership is done pursuant to a legally-binding agreement between those parties.

Please be advised that CAH is not, by sharing this information with you, providing to you legal advice. You may access additional information regarding copyrights by visiting the website of the U.S. Copyright Office. See: <https://copyright.gov/>. See also: <https://www.copyright.gov/title17/>. Should you need advice or additional information regarding copyrights, please consult your attorney.

To ensure that your application to CAH does not create any copyright-related legal issues, CAH asks that you (by choosing one of the categories below) provide additional information regarding your relationship to the Artwork (and the copyrights in the Artwork).

You officially affirm and agree that (choose the applicable and below-attached detail):

____(1) You are the individual (or authorized representative of the entity) who: (a) created the artwork that, collectively, comprise the Exhibition that is referenced in your grant application (“Artwork”); and (b) who is the exclusive owner of all copyrights in the Artwork; **or**

____(2) You are the individual (or authorized representative of the entity) who commissioned the creation of the Artwork on a “work-for-hire” basis and who is, accordingly, the exclusive owner of all copyrights in the Artwork (Note: A “work-for-hire” is defined herein as a Work that is either prepared by an employee within the scope of the employment relationship or as some other Work for which all involved parties agree (pursuant to a lawful written agreement) to the “work-for-hire” designation being applied to the Work.); **or**

____(3) You are a party to an agreement that lawfully transferred to you either: (i) exclusive and permanent *ownership* of all copyrights in the Artwork; or (ii) an exclusive and permanent *license* (*i.e., written permission*) to use and benefit from the use of the Artwork and all copyrights in the Artwork.

Applicant’s Printed Name _____

Applicant’s Signature _____ Date _____